

Sector 8

## A circular black and white stamp. The text "OIPE" is at the top, "JC60" is at the top right, "PATENT &amp; TRADEMARK OFFICE" is at the bottom, and "APR 28 1999" is in the center.

[illegible]

) ATTN: APPLICATION DIVISION

)

ATTY DKT NO 3797 77996

Assistant Commissioner for  
Patents  
Washington, D.C. 20231

This paper is filed in response to the "Notice to File Missing Parts of Application" mailed January 28, 1999, for the above-captioned application and having a shortened response period. Applicants are submitting herewith (1) a copy of that Notice, and (2) an executed Declaration for Patent Application.


Our check in the amount of \$1,046.00 (\$760.00 - filing fee, \$130.00 - surcharge for late filing of Declaration and \$156.00 - additional claims fee) is attached to cover the fee associated with the filing of this Notice. The Assistant Commissioner is authorized to charge any additional fees necessary,

Application Serial No.: 09/223,558

or credit any overpayment, to Deposit Account No. 19-0733. A duplicate copy of this Response is attached for accounting purposes. It is thus respectfully requested that the Official Filing Receipt be issued at an early date.

Respectfully submitted,

By: \_\_\_\_\_



Christopher R. Glembocki  
Registration No. 38,800

BANNER & WITCOFF, LTD.  
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Dated: April 28, 1999

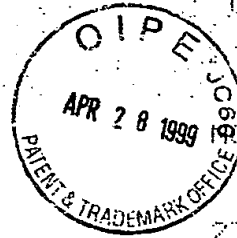


UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
09/223,558	12/31/98	LINDHORST	3797, 77996

BANNER 7 WITCOFF LTD  
1001 G STREET NW  
WASHINGTON DC 20001-4597

0232/0128



2764

DATE MAILED:

01/28/99

### NOTICE TO FILE MISSING PARTS OF APPLICATION Filing Date Granted

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of ☐ \$65.00 for a small entity in compliance with 37 CFR 1.27, or ☒ \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a ☐ small entity (statement filed) ☐ non-small entity is \$ 990.

☒ 1. The statutory basic filing fee is:

- ☐ missing.
- ☐ insufficient.

Applicant must submit \$ 760 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

☐ 2. Additional claim fees of \$ \_\_\_\_\_, including any multiple dependent claim fees, are required.

\$ \_\_\_\_\_ for \_\_\_\_\_ independent claims over 3.

\$ \_\_\_\_\_ for \_\_\_\_\_ dependent claims over 20.

\$ \_\_\_\_\_ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

☒ 3. The oath or declaration:

- ☒ is missing or unexecuted.
- ☐ does not cover the newly submitted items.
- ☐ does not identify the application to which it applies.
- ☐ does not include the city and state or foreign country of applicant's residence.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

☐ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

☐ 7. Your filing receipt was mailed in error because your check was returned without payment.

☐ 8. The application does not comply with the Sequence Rules.

See attached "Notice to Comply with Sequence Rules 37 CFR 1.821-1.825."

☐ 9. OTHER:

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

**A copy of this notice MUST be returned with the reply**

Customer Service Center